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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Schinner, Charles E.

Confirmation No.: 3561

Group Art Unit: 2625

Serial No.: 10/053,456

Examiner: Milia, Mark R.

Filed: October 26, 2001

Docket No.: 10014488-1

For: **Apparatus and Method for Adapting Image Sensor Aspect Ratio to Print Aspect Ratio in a Digital Image Capture Appliance**

**SUBMISSION TO ACCOMPANY A
REQUEST FOR CONTINUED EXAMINATION (RCE)**

Mail Stop - RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

The final Office Action mailed July 27, 2006 (Part of Paper No./Mail Date 20060717) has been carefully considered. In response thereto, please enter the following amendments and consider the following remarks.

AUTHORIZATION TO DEBIT ACCOUNT

It is not believed that extensions of time or fees for net addition of claims are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to deposit account no. 08-2025.

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Please amend the present application as follows:

Claims

The following is a copy of Applicant's claims that identify language being added with underlining ("___") and language being deleted with strikethrough ("—"), as is applicable:

1. (Currently amended) An apparatus for capturing digital images, comprising:
an image sensor including a plurality of image capture elements, each of the image capture elements configured to capture image data;
an input element for communicating a print size information to the apparatus;
and
means for matching image capture elements corresponding to fewer than all of
~~determining which~~ of the plurality of image capture elements with an aspect ratio
corresponding ~~correspond~~ to the print size.
2. (Original) The apparatus of claim 1, wherein each of the plurality of image capture elements is used to capture the image data and only a portion of the image data is presented to a user.
3. (Original) The apparatus of claim 1, wherein a portion of the plurality of image capture elements is used to capture the image data and only the captured image data is presented to a user.
4. (Original) The apparatus of claim 1, wherein the print size aspect ratio corresponds to the aspect ratio of the image sensor.

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5. (Previously presented) The apparatus of claim 1, further comprising means for presenting an image capture template to a user of the apparatus.
6. (Original) The apparatus of claim 5, wherein the image capture template provides a visual reference to the plurality of image capture elements that correspond to the selected print size.
7. (Currently amended) A method for adapting a print size to a captured image in a digital image capture device, the method comprising the steps of:
- providing an image sensor including a plurality of image capture elements;
 - matching determining fewer than all of the plurality of image capture elements of the image sensor that correspond to with an aspect ratio corresponding to a selected print size; and
 - presenting image sensor data corresponding to the selected print size to a user of the image capture device.
8. (Original) The method of claim 7, further comprising the steps of:
- capturing image sensor data using all of the image capture elements; and
 - presenting image data from only those image capture elements corresponding to the selected print size to a user of the image capture device.
9. (Original) The method of claim 7, further comprising the step of capturing image sensor data using only those image capture elements corresponding to the selected print size.

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10. (Original) The method of claim 7, further comprising the step of printing the image sensor data corresponding to the selected print size.
11. (Original) The method of claim 7, further comprising the steps of:
presenting the image sensor data to a user of the image capture device; and
superimposing an image capture template over the image sensor data, the image capture template providing a visual reference on a display.
12. (Original) The method of claim 11, wherein the visual reference corresponds to the image sensor data.
13. (Currently amended) The method of claim 11, wherein the image capture template is one of fixed and variable.
14. (Canceled)
15. (Original) The method of claim 11, wherein a plurality of image capture templates are made available to a user of the image capture device.

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16. (Currently amended) A computer readable medium having a program for adapting a print size to a captured image in a digital image capture device, the program including logic for performing the steps of:

matching fewer than all of determining a plurality of image capture the elements of an image sensor with an aspect ratio corresponding that correspond to a selected print size; and

presenting image sensor data corresponding to the selected print size to a user of the image capture device.

17. (Original) The program of claim 16, further comprising logic for performing the steps of:

capturing image sensor data using all of the image capture elements associated with the image sensor; and

presenting image data from only those image capture elements corresponding to the selected print size to a user of the image capture device.

18. (Original) The program of claim 16, further comprising logic for performing the step of capturing image sensor data using only those image capture elements associated with the image sensor that correspond to the selected print size.

19. (Original) The program of claim 16, further comprising logic for performing the step of printing the image sensor data corresponding to the selected print size.

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20. (Original) The program of claim 16, further comprising logic for performing the steps of:

presenting the image sensor data to a user of the image capture device; and
superimposing an image capture template over the image sensor data, the image capture template providing a visual reference on a display.

21. (Original) The program of claim 20, wherein the visual reference corresponds to the image sensor data.

22. (Currently amended) The program of claim 20, wherein the image capture template is one of fixed and variable.

23. (Canceled)

24. (Currently amended) The ~~method~~ program of claim 20, ~~wherein a plurality of image capture templates are made available to a user of the image capture device~~ further comprising logic configured to present a user interface to enable entry of the print size by the user before image capture.

25. (Canceled)

26. (New) The method of claim 7, further comprising the step of presenting a user interface to enable entry of the print size by the user before image capture.

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27. (New) The program of claim 16, further comprising logic configured to present a user interface to enable entry of the print size by the user before image capture.